

1 KEITH W. CANDLER,

2 Plaintiff,

3 v.

4 J. ABUYEN, et al.,

5 Defendants.

6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8

9 No. C 04-5453 MMC

10 **AMENDED ORDER OF DISMISSAL**

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16 The parties having advised the Court that they have agreed to a settlement of the  
17 above-titled action,

18 IT IS HEREBY ORDERED that said action be dismissed without prejudice; provided,  
19 however, that if any party hereto shall certify to this Court, within 180 days hereof, with  
20 proof of service of a copy thereon on opposing counsel, that the agreed consideration for  
21 the settlement has not been delivered, the foregoing Order shall stand vacated and the  
22 action shall forthwith be restored to the calendar to be set for trial.

23 In light of the administrative process relevant to the above-referenced settlement,  
24 the parties may seek such further extension as may become necessary.

25 **IT IS SO ORDERED.**

26 Dated: July 22, 2008

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MAXINE M. CHESNEY  
United States District Judge